

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
GALVESTON DIVISION

IN RE:	§	
TIGHT ENDS SPORTS BAR & GRILL, INC.,	§	CASE NO: 23-42104-EB
Debtor.	§	CHAPTER 11-TXEB
SALT & PEPPER RESTAURANTS, INC.	§	
vs.	§	ADVERSARY NO. 23-03245
TIGHT ENDS SPORTS BAR & GRILL, INC. and TIMOTHY DUNGAN,	§	
Defendants.	§	

**JOINT MOTION TO ENTER STIPULATION AND AGREED ORDER TO
TRANSFER VENUE, CANCEL DECEMBER 20, 2023 HEARING, AND
TO EXTEND THE DEADLINE TO RESPOND TO MOTION TO
REMAND**

TO THE HONORABLE JEFFREY P. NORMAN, U.S. BANKRUPTCY JUDGE:

Salt & Pepper Restaurants, Inc., Plaintiff, and Tight Ends Sports Bar & Grill, Inc. and Timothy Dungan, Defendants, file the above-captioned motion and in support thereof would show the Court the following.

1. Plaintiff and Defendants conferred in conjunction with the SubChapter V status conference held on December 12, 2023 in underlying bankruptcy case.
2. The parties intend to use the services of the SubChapter V trustee to mediate this action and/or the underlying bankruptcy case.
3. With respect to the Order to Show Cause (Docket No. 3), Plaintiff and Defendants agreed to the transfer of the venue of this action to the Court presiding over the underlying

JOINT MOTION TO ENTER STIPULATION AND AGREED ORDER TO TRANSFER VENUE, CANCEL DECEMBER 20, 2023 HEARING, AND TO EXTEND THE DEADLINE TO RESPOND TO MOTION TO REMAND —
Page 1

bankruptcy case, the United States Bankruptcy Court for the Eastern District of Texas, Sherman Division.

4. On December 5, 2023, this Court entered an order (Adv. Docket No. 8) that set a deadline of December 18, 2023 for the Defendants to respond to the pending Motion to Remand (Adv. Docket. 5.

5. The parties further agree to extend the deadline for Defendants to respond to the pending Motion to Remand (Adv. Docket. 5) to January 15, 2024.

6. Accordingly, the parties respectfully request that this Court approve and enter the proposed form of Stipulation and Agreed Order Attached hereto.

CONCLUSION AND PRAYER

WHEREFORE, Plaintiff and Defendants jointly request that the Court:

- (1) transfer venue of this case to the United States Bankruptcy Court for the Eastern District of Texas, Sherman Division;
- (2) cancel the hearing set for December 20, 2023; and
- (3) extend the deadline for the Defendants to respond to the Motion to Remand to January 15, 2024.

The parties respectfully request such other and further relief to which the parties are entitled at law or in equity.

Dated: December 18, 2023

Respectfully submitted:

WEYKER, KAPLAN, PULASKI & ZUBER, P.C.

By: /s/ Jeff Carruth

JEFF CARRUTH (TX SBN: 24001846)
24 Greenway Plaza, Suite 2050
Houston, Texas 77046
Telephone: (713) 341-1158
Fax: (713) 961-5341
E-mail: jcarruth@wkpz.com

PROPOSED ATTORNEYS FOR
TIGHT ENDS SPORTS BAR & GRILL, INC.
DEFENDANT AND DEBTOR IN POSSESSION

GRAY REED

By: /s/ Micheal W. Bishop*

Micheal W. Bishop
Texas Bar No. 02354860
1601 Elm Street, Suite 4600
Dallas, Texas 75201
Telephone: (214) 954-4135
Facsimile: (214) 953-1332
Email: mbishop@grayreed.com
-and-
Preston T. Kamin
Texas Bar No. 24062817
1300 Post Oak Blvd., Suite 2000
Houston, Texas 77056
Telephone: (713) 986-7000
Facsimile: (713) 986-7100
Email: pkamin@grayreed.com

COUNSEL TO SALT & PEPPER RESTAURANTS
LLC

By: /s/ Timothy Dungan*

Timothy Dungan, Pro Se

* signature by permission by Jeff Carruth

PROPOSED ORDER

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
GALVESTON DIVISION**

IN RE:	§	
	§	CASE NO: 23-42104-EB
TIGHT ENDS SPORTS BAR & GRILL, INC.,	§	CHAPTER 11-TXEB
Debtor.	§	
	§	
SALT & PEPPER RESTAURANTS, INC.	§	
	§	
vs.	§	ADVERSARY NO. 23-03245
	§	
TIGHT ENDS SPORTS BAR & GRILL, INC. and TIMOTHY DUNGAN,	§	
	§	
Defendants.	§	

**STIPULATION AND AGREED ORDER TO TRANSFER VENUE,
CANCEL DECEMBER 20, 2023 HEARING, AND TO EXTEND THE
DEADLINE TO RESPOND TO THE MOTION TO REMAND (RE:
DOCKET NOS. 3, 5, 8, 12)**

On this day came on for consideration the *Joint Motion to Enter Stipulation and Agreed Order to Transfer Venue, Cancel December 20, 2023 Hearing, and to Extend the Deadline to Respond to the Motion to Remand* (Adv. Docket No.12) (the “Motion”) filed jointly herein on December 18, 2023 by the Plaintiff and the Defendants. In light of the agreement of the parties as evidenced by respective signatures of counsel for the represented parties and by each pro se party appearing below, the Court is of the opinion that the following Stipulation and Agreed Order should be entered.

IT IS THEREFORE ORDERED THAT.

1. The Motion is granted as set forth herein.
2. All capitalized terms shall have the same meaning as ascribed to such terms in the Motion, unless otherwise defined herein.
3. The Order of the Court constitutes the stipulation and agreement of the parties.

4. Venue of this action is hereby transferred to the United States Bankruptcy Court for the Eastern District of Texas, Sherman Division
5. The deadline for Defendants to respond to the Motion to Remand (Adv. Docket. 5) is **January 15, 2024.**
6. The hearings in this Court set for December 20, 2023 (Adv. Docket Nos. 3, 8) are cancelled.

Dated: _____

THE HONORABLE JEFFREY P. NORMAN
UNITED STATES BANKRUPTCY JUDGE

Submitted by:

Jeff Carruth (TX SBN: 24001846)
WEYCER, KAPLAN, PULASKI & ZUBER, P.C.
24 Greenway Plaza, Suite 2050
Houston, Texas 77046
Telephone: (713) 341-1158
Fax: (713) 961-5341
E-mail: jcarruth@wkpz.com

PROPOSED ATTORNEYS FOR
TIGHT ENDS SPORTS BAR & GRILL, INC.
DEFENDANT AND DEBTOR IN POSSESSION

{continued on following sheet}

AGREED:

WEYKER, KAPLAN, PULASKI & ZUBER, P.C.

By: /s/ Jeff Carruth*

JEFF CARRUTH (TX SBN: 24001846)

24 Greenway Plaza, Suite 2050

Houston, TX 77046

Telephone: (713) 341-1158

Fax: (713) 961-5341

E-mail: jcarruth@wkpz.com

PROPOSED ATTORNEYS FOR
TIGHT ENDS SPORTS BAR & GRILL, INC.
DEFENDANT AND DEBTOR IN POSSESSION

GRAY REED

By: /s/ Micheal W. Bishop*

Micheal W. Bishop

Texas Bar No. 02354860

1601 Elm Street, Suite 4600

Dallas, Texas 75201

Telephone: (214) 954-4135

Facsimile: (214) 953-1332

Email: mbishop@grayreed.com

-and-

Preston T. Kamin

Texas Bar No. 24062817

1300 Post Oak Blvd., Suite 2000

Houston, Texas 77056

Telephone: (713) 986-7000

Facsimile: (713) 986-7100

Email: pkamin@grayreed.com

COUNSEL TO SALT & PEPPER RESTAURANTS LLC

By: /s/ Timothy Dungan*

Timothy Dungan, Pro Se

* signature by permission by Jeff Carruth